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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/020,849	12/12/2001	David P. Chassin	50005-34

CONFIRMATION NO. 1075

FORMALITIES LETTER



\*OC00000007520129\*

Charles P. Schmal  
Woodard, Emhardt, Naughton, Moriarty and McNett  
Suite 3700  
Bank One Center/Tower, 111 Monument Circle  
Indianapolis, IN 43204-5137

Date Mailed: 02/22/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/03/2002 YPOLITE1 00000007 10020849

01 FC:205

65.00 OP



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WENMM/SB/21 (12/00)/162235

MP 8/ #3

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/020,849	
Filing Date	December 12, 2001	
First Named Inventor	David P. Chassin et al.	
Group Art Unit	2857	
Examiner Name	Unknown	
Total Number of Pages in this Submission	Attorney Docket Number	50005-34

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers (and Recordation Cover Sheet)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached (check - \$105.00)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement and PTO Form SB08A/08B	<input type="checkbox"/> Small Entity Statement	X Copy of Notice to File Missing parts of NonProvisional Application
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 (Submit Inventor Declaration/Power of Attorney)		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Charles P. Schmal, Reg. No. 45,082 Woodard, Emhardt, Naughton, Moriarty & McNett
Signature	
Date	April 22, 2002

## Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on this date:

Typed or printed name	Charles P. Schmal, Reg. No. 45,082		
Signature		Date	April 22, 2002

MAY 02 2002

WENMM/SB/17 (10-00) / 166457

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
FOR FY 2002**

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	10/020,849
Filing Date	December 12, 2001
First Named Inventor	David P. Cha sin et al.
Group Art Unit	2857
Examiner Name	Unassigned
Attorney Docket Number	50005-34

Total Amount of Payment (\$)**105.00****METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit  
Account  
Number**23-3030**Deposit  
Account Name**Woodard, Emhardt, Naughton, Moriarty &  
McNett**

- ☒
- Charge any Additional Fee Required
- 
- Under 37 CFR 1.16 and 1.17

- ☒
- Applicant claims small entity status.
- 
- See 37 CFR 1.27.

- 2.
- ☒
- Payment Enclosed: (check \$105.00)

- ☒
- Check
- ☐
- Credit Card
- ☐
- Money Order
- ☐
- Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility Filing Fee	
106	330	206	165	Design Filing Fee	
107	510	207	255	Plant Filing Fee	
108	740	208	370	Reissue Filing Fee	
114	160	214	80	Provisional Filing Fee	
<b>SUBTOTAL (1)</b>					<b>(\$)</b> 0.00

**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee From Below	Fee Paid
-20** =	X	---	---
Independent Claims -3** =	X	---	---
Multiple Dependent	0	---	---

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$)**0.00**

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other Fee (specify) .....

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$)**105.00****SUBMITTED BY**

Name (Print/Type)

Charles P. Schmal

Registration No.  
(Attorney/Agent)

45,082

Telephone

(317) 634-3456

Signature

Date

April 22, 2002

Warning: Information on this form may become public. Credit card information should not  
be included on this form. Provide credit card information and authorization on PTO-2038.Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to  
complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
SEND TO: Assistant Commissioner for Patents, Washington, DC 202031.



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IN THE UNITED STATES PATENT OFFICE

In re patent application of:	)	
	)	Before the Examiner
David P. Chassin et al.	)	
	)	Unknown
Serial No. 10/020,849	)	
	)	Group Art Unit 2857
Filed December 12, 2001	)	
	)	
ROOFTOP PACKAGE UNIT	)	
DIAGNOSTICIAN	)	April 22, 2002

**SUBMISSION OF MISSING PARTS OF APPLICATION**  
**UNDER 37 CFR 1.53(b)**

Hon. Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts dated February 22, 2002 (copy enclosed), please consider the following. Additionally, please provide any extensions of time which may be necessary and charge any fees which may be due or credit any overpayment to Deposit Account No. 23-3030, but not to include payment of any issue fees that are or become due.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on April 22, 2002.

Charles P. Schmal  
Name of Registered Representative

  
Signature

April 22, 2002  
Date of Signature

Pursuant to the Notice to File Missing Parts of Application received for the above application, Applicants submit herewith a Declaration and Power of Attorney signed by all of the inventors.

Enclosed is a check for \$105.00 that includes the fee under 37 C.F.R. §1.16(e) for filing a Declaration later than the filing date (\$65.00). Also included in the \$105.00 check, is the fee of \$40.00 under 37 C.F.R. §1.21(h) for recording the patent application assignment (enclosed herewith). The required recordation cover sheet identifying the assignors and the assignee is also enclosed.

Applicants believe that the enclosed documents will complete the initial filing formalities for the above-referenced application. The U.S. Patent and Trademark Office is invited to contact the undersigned if there are any questions pertaining to the documents enclosed herewith.

Respectfully submitted,

By: 

Charles P. Schmal, Reg. No. 45,082

Woodard, Emhardt, Naughton

Moriarty & McNett

Bank One Center/Tower

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